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RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP NUMBER 3644

In The United States Patent and Trademark Office

Appn. Number: 10/624,874

Appn. Filed: 2003 July 22

Applicant: Kim Lamson-Scribner

Title: Interactive Toy for Cats and Other Prey-Oriented Animals

Examiner/GAU: Jordan M. Lofdahl/3644

Strasburg, VA 2004 September 7

Amendment Under Rule 116

Box AF
Assistant Commissioner for Patents
Washington, District of Columbia 20231

Sir:

Applicant thanks Examiner for attentions to this application and appreciates efforts of both Examiner and counsel in actions and responses. Applicant would much appreciate granting of further review allowing opportunity for applicant to participate in this response and to give short explanation of what applicant perceives as a misunderstanding relating to this invention and belief that the misunderstanding itself speaks further to the unobviousness of application.

Through applicant's reflection on discussion between Office Actions and counsel response discovered on the USPTO internet web site, it is apparent applicant was not able to get across during verbal discussions between applicant and attorney the full concept and range of naturally elicited mechanical actions through combined elements and these new actions' advantageous use in current application. Applicant was unable to break through preconceived concepts and common understandings of the use of natural law potentially and observably resultant within a simple mobile structured device as has been discovered and utilized in this interactive exercise toy for cats. Applicant believes this communication gap continuous through multiple discussions further proves unobviousness and novel new use and method. Additionally, applicant appreciates the expertise and great helpfulness of counsel however applicant has been unable to gain responsive communication with counsel through e-mail, phone or letter since early this year. For these reasons, applicant respectfully requests review of amended claims as presented in this response by applicant to Final Office Action.

Applicant also requests it be entered into record applicant's change of address from Palisade, Colorado to: 335 Junction Road, Strasburg, Virginia 22657.